STATE OF WASHINGTON



OF OFFICE OF INSURANCE COMMISSIONER

)	
IN THE MATTER OF COLOGNE)	
REINSURANCE COMPANY OF)	CONSENT ORDER
AMERICA, an Authorized Insurer)	IMPOSING A FINE
)	
)	No. D 2002-29
)	
)	

FINDINGS OF FACT:

- 1. Cologne Reinsurance Company of America ("Cologne") is, besides being a reinsurer, an insurer authorized to write property and casualty insurance in Washington state.
- 2. RCW 48.05.390 and WAC 284-07-010 require each insurer authorized to write property and casualty insurance in Washington state to submit annually a special liability insurance report. The report covering the period ending December 31 of each year must be submitted no later than May 1 of the year following the year which is the subject of the report.
- 3. Cologne failed to submit its special liability report for the period January 1, 2000 to December 31, 2000, by May 1, 2001. The Senior Actuary of the Office of the Insurance Commissioner (OIC), D. Lee Barclay, sent Cologne a letter dated May 10, 2001. This letter informed Cologne that if the OIC did not receive the overdue report by June 1, 2001, Cologne would be assessed a fine of at least \$2500. The special liability report did not arrive by that date.

CONCLUSION OF LAW:

1. The failure of Cologne to submit its special liability report no later than May 1, 2001, was a violation of both RCW 48.05.390 and WAC 284-07-010.

CONSENT TO ORDER:

- 1. Cologne Reinsurance Company of America hereby admits to the foregoing Findings of Fact and Conclusion of Law. RCW 48.05.185 authorizes the Insurance Commissioner to impose a fine in lieu of the suspension or revocation of an authorized insurer's certificate of authority. Cologne wishes to resolve this matter without further administrative or judicial proceedings.
- 2. By agreement of the parties, the Insurance Commissioner will impose a fine of One Thousand Dollars and 20/100 (\$1000) upon Cologne, in lieu of further proceedings in this matter.
- 3. The fine must be paid in full within thirty days of the entry of this order. Pursuant to RCW 48.05.185, failure to pay the fine timely and in full shall constitute grounds for revocation of Cologne's certificate of authority, and for recovery of the fine in a civil action brought on behalf of the Insurance Commissioner by the Attorney General of the State of Washington.

COLOGNE REINSURANCE COMPANY OF AMERICA

Signed by:
Typed Name:
Typed Corporate Title:

ORDER:

Pursuant to RCW 48.05.185, the Insurance Commissioner hereby imposes a fine of One Thousand Dollars and no/100 (\$1000) upon Cologne Reinsurance Company of America. The fine must be paid in full within thirty days of the entry of this order. Failure to pay the fine timely and in full shall constitute grounds for the revocation of the insurer's certificate of authority and for recovery of the fine in a civil action brought on behalf of the Insurance Commissioner by the Attorney General of the State of Washington.

ENTERED AT LACEY, WASHINGTON this 17th day of January, 2002.

ranuary, 2002.
MIKE KREIDLER Insurance Commissioner
By:
William Kay Kirby Legal Affairs Division Office of the Insurance
Commissioner